

ATTORNEY DOCKET NO.  
076309.0118

PATENT APPLICATION  
USSN 09/683,106

1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kurt H. Ruppman, Sr.  
Serial No.: 09/683,106  
Filing Date: November 19, 2001  
Confirmation No. 8645  
Group Art Unit: 1732  
Examiner: Suzanne E. McDowell  
Title: METHOD OF MAKING AN IMPROVED PREFORM

**Mail Stop Petition**  
Commissioner of Patents  
P. O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

PETITION TO REVIVE UNINTENTIONALLY ABANDONED APPLICATION  
UNDER 37 C.F.R. 1.137(b)

Applicant respectfully requests that the above-captioned patent application be revived and that prosecution continue thereon in accordance with 37 C.F.R. § 1.137(b). This application was unintentionally abandoned by a failure to file a timely and proper Response to the Office Action dated July 29, 2004. The response was due October 29, 2004, extendable under 37 C.F.R. § 1.136(a) until January 29, 2005. The entire delay in filing the required response from the due date for response until the filing of this petition pursuant to 37 C.F.R. § 1.137(b) was unintentional.

A copy of Applicant's Response filed concurrently is attached hereto. Applicant respectfully requests that examination proceed based on the attached Response. A check in the amount of \$750.00 is enclosed to cover the petition fee required under 37 C.F.R. § 1.17(m).

DAL01:846159

03/23/2006 TBESH/H1 00000018 09683106 750.00 DP  
01 FC:2453

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USSN 09/683,106

2

A Revocation and Appointment of New Attorneys is also enclosed.

The Commissioner is hereby authorized to charge any additional fees or credit any overpayment for this paper to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P.  
Attorneys for Applicant

A handwritten signature in black ink, appearing to be 'JB Johnson', written over a horizontal line.

Jay B. Johnson  
Reg. No. 38,193

Date: March 21, 2006

Customer PTO ID No.: **05073**

ATTORNEY DOCKET NUMBER

076309.0118

PATENT APPLICATION

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

application of: Kurt H. Ruppman, Sr.

Serial No.: 09/683,106

Filing Date: November 19, 2001

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Art Unit: 1732

Confirmation No.: 8645

Title: METHOD OF MAKING AN IMPROVED PREFORM

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

REVOCATION OF ATTORNEY AND APPOINTMENT  
OF NEW ATTORNEYS FOR NON-PROVISIONAL APPLICATION, WITH  
CERTIFICATE UNDER 37 C.F.R. 3.73(b)

I, Kurt H. Ruppman, Sr., certify that I am the Applicant and Inventor of the patent application identified above. I hereby revoke all prior powers of attorney in the subject application and appoint the following as principal attorneys with full power to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith:

I hereby appoint:

Practitioners at Customer Number

**05073**

all of the firm of Baker Botts L.L.P., my attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, and to file and prosecute any international patent applications filed thereon before any international authorities.

DAL01:841337.1

ATTORNEY DOCKET NUMBER  
076309.0118

PATENT APPLICATION  
09/683,106

2

Please address all correspondence to the following:

Jay B. Johnson, Esq.  
at the above-mentioned Customer No.

Please direct all phone calls to the following:

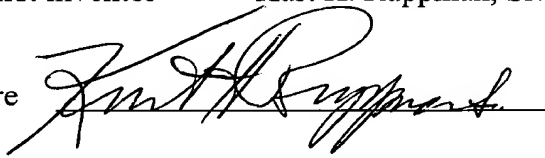
Jay B. Johnson, Esq.  
Direct: (214) 953-6431

I hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Title of Invention:     **METHOD OF MAKING AN IMPROVED PREFORM**

Full name of the first inventor     Kurt H. Ruppman, Sr.

Inventor's signature



Date

3-21-05

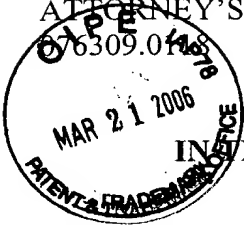
Residence (City, County, State)     Allen, Collin County, Texas

Citizenship     United States of America

Post Office Address

\_\_\_\_\_  
Allen, Collin County, Texas

DAL01:841337.1



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: RUPPMAN  
Serial No.: 09/683,106  
Filing Date: November 19, 2001  
Confirmation No. 8645  
Group Art Unit: 1732  
Examiner: Suzanne E. McDowell  
Title: *Method of Making an Improved Preform*

**Mail Stop Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**TRANSMITTAL OF VERIFIED STATEMENT  
CLAIMING INDEPENDENT INVENTOR**

A Verified Statement Claiming Small Entity Status (37 C.F.R. 1.27(a)(1)) — Independent Inventor is transmitted herewith for filing in the above-identified patent application.

Respectfully submitted,

BAKER BOTTS L.L.P.  
Attorneys for Applicant

Jay B. Johnson  
Reg. No. 38,193

Date: March 21, 2006

**Customer PTO ID No. 05073**

Applicant or Patentee: Ruppman, Sr.

Serial or Patent No: 09/683,106

Filed or Issued: November 19, 2001

Title: *Method of Making an Improved Preform*

Attorney's

Docket No: 076309.0118



**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.27(a)(1)) – INDEPENDENT INVENTOR**

As below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.27(a)(1) for purposes of paying reduced fees to the Patent and Trademark Office regarding the invention entitled *Method of Making an Improved Preform*, application serial number 09/683,106, filed November 19, 2001.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who would not qualify as an independent inventor under 37 CFR 1.27(a)(1) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.27(a)(2) or a nonprofit organization under 37 CFR 1.27(a)(3).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below.\*

☐ No such person, concern, or organization  
☐ Persons, concerns or organizations listed below\*

**\*NOTE:** Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)(a)(1)

NAME: Kurt H. Ruppman, Sr.

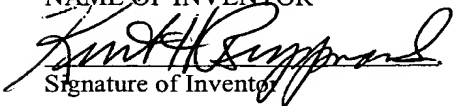
ADDRESS: 1701 E. Plano Parkway, Suite 100, Plano, TX 75074, U.S.A.

☒ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.27(g)(2)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Kurt H. Ruppman, Sr.  
NAME OF INVENTOR

  
Signature of Inventor

5-13-05  
Date